

St. Cloud, MN

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

**STEARNS COUNTY, MINNESOTA
Employer**

and

Case 18-WH-125233

**LAW ENFORCEMENT LABOR SERVICES, INC.
Petitioner**

**CERTIFICATION OF REPRESENTATIVE AS BONA FIDE
UNDER SECTION 7(B) OF THE FAIR LABOR STANDARDS ACT OF 1938**

On March 24, 2014, Law Enforcement Labor Services, Inc. filed with the Regional Director for Region 18 of the National Labor Relations Board a request for certification of representative as bona fide under Section 7(b) of the Fair Labor Standards Act of 1938 (FLSA), 29 U.S.C. § 207(b).

On April 7, 2014, the Regional Director for Region 18 served on the parties an Order to Show Cause why the Board should not grant the request. No response was filed. As the Region's investigation revealed that the Petitioner is the recognized collective-bargaining representative of the unit employees,¹ the Regional Director recommended to the Board that the requested certification be issued.

No party having shown cause why the requested certification should not be issued, the National Labor Relations Board hereby certifies that Law Enforcement Labor

¹ The record indicates that the State of Minnesota Bureau of Mediation Services certified the Petitioner as the exclusive collective-bargaining representative of the unit employees on November 2, 2004, and that the parties' current collective-bargaining agreement is effective from January 1, 2013 through December 31, 2015.

Services, Inc. is a bona fide representative, for purposes of Section 7(b) of the FLSA, of the Dispatchers of Stearns County, Minnesota, in the following unit: ²

All essential nonlicensed employees of the Stearns County Sheriff's Department, St. Cloud, Minnesota, who are public employees within the meaning of Minn. Stat. § 179A.03, subd. 14, excluding supervisory, confidential, and licensed essential employees.

Dated, Washington, D.C., August 28, 2014.

By direction of the Board:

Gary W. Shinnors

Executive Secretary

² A certificate of representative as bona fide for purposes of the FLSA does not necessarily establish the right of the organization so certified to be recognized as the exclusive bargaining representative of employees within a particular bargaining unit under the provisions of the National Labor Relations Act. See *County of Alameda*, 322 NLRB 614 (1996).